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*Attorneys for Defendant BlendJet Inc.*

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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

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**BLENDTEC INC.**, a Utah corporation,

Plaintiff,

vs.

**BLENDJET INC.**, a Delaware corporation,

Defendant.

**SIXTH STIPULATED MOTION TO  
AMEND SCHEDULING ORDER**

Civil No. 2:21-cv-00668-TC-DBP

Judge Tena Campbell

Magistrate Judge Dustin B. Pead

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Pursuant to Fed. R. Civ. P. 16(b)(4), and for good cause, Defendant BlendJet, Inc. (“BlendJet”) and Plaintiff Blendtec Inc. (“Blendtec”), through counsel, hereby stipulate and jointly move the Court to modify the Court’s June 20, 2024 Fifth Amended Scheduling Order (ECF No. 190). Good cause exists for modification of the current scheduling order because the parties are presently re-engaged in discussions regarding a potential settlement that stands to resolve this matter, if successful. The parties wish to secure adequate time to fully-explore and complete their negotiations, in light of the coming holiday season and other pre-existing professional and personal commitments.

The parties hereby stipulate and jointly move the Court to amend all remaining deadlines in the Scheduling Order as follows:

<b>Date per Fifth Amended Scheduling Order (ECF 190)</b>	<b>Stipulated New Date</b>	<b>Event</b>
November 13, 2024	February 13, 2025	Rule 26(a)(2) Expert disclosures (subject and identity of experts) – parties bearing the burden of proof
November 27, 2024	February 27, 2025	Close of fact discovery
November 27, 2024	February 27, 2025	Rule 26(a)(2) Expert disclosures (subject and identity of experts) – counter disclosures
December 18, 2024	March 18, 2025	Rule 26(a)(2) Expert Reports – parties bearing burden of proof
February 10, 2025	May 15, 2025	Rule 26(a)(2) Expert Reports – counter reports
March 20, 2025	June 25, 2025	Last day for expert discovery
April 18, 2025	July 25, 2025	Deadline for filing dispositive or potentially dispositive motions including <i>Daubert</i> motions to exclude expert testimony

Date per Fifth Amended Scheduling Order (ECF 190)	Stipulated New Date	Event
April 25, 2025	July 31, 2025	Evaluate case for settlement/ADR

If dispositive motions are filed and the district judge's ruling on those motions does not resolve the case, the parties shall file a request for a scheduling conference with the district judge for the purpose of setting a trial date no later than one week after the ruling on the dispositive motions.

All other provisions of the prior Scheduling Orders entered in this case (ECF Nos. 25, 28, 35, 90, 184, and 190) not modified above shall remain the same. The parties have submitted herewith a proposed order granting the requested relief.

Respectfully submitted this 2nd day of October, 2024.

***Attorneys for Plaintiff Blendtec Inc.:***

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/s/Tamara L. Kapaloski

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 2nd day of October, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send an electronic notification to counsel of record for all parties, including the following:

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